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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

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R. WAYNE KLEIN, as Receiver,

Plaintiff,

v.

CAROL SLAUGHTER, and JOHN DOES 1-5,

Defendant.

ORDER AND MEMORANDUM DECISION  
GRANTING RECEIVER’S MOTION  
SEEKING DISMISSAL OF FOURTH AND  
SIXTH CAUSES OF ACTION AND AWARD  
OF PREJUDGMENT INTEREST AND  
ENTRY OF JUDGMENT

Case No. 2:13-cv-524 BCW

Magistrate Judge Brooke Wells

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On September 1, 2015, Plaintiff R. Wayne Klein (Receiver) filed a motion seeking dismissal of the fourth and sixth causes of action and an award of prejudgment interest and an entry of a separate judgment.<sup>1</sup> On October 7, 2015, the court entered an order to show cause directing the Defendants to file a response to the motion on or before October 19, 2015.<sup>2</sup> As of the date of this decision there has been no response filed to either the motion or the order to show cause.

Based upon the reasoning found in the Receiver’s motion, no opposition being filed to the motion or the order to show cause, and as authorized by Local Rule 7-1(d), which states that a “[f]ailure to respond timely to a motion may result in the court’s granting the motion without further notice”<sup>3</sup> the court GRANTS the Receiver’s motion.

IT IS SO ORDERED.

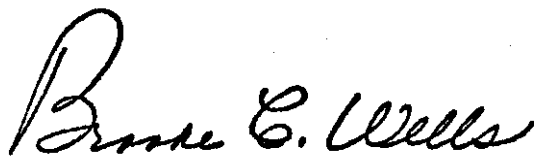
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<sup>1</sup> Docket no. 29.

<sup>2</sup> Docket no. 30.

<sup>3</sup> DUCivR. 7-1(d).

DATED this 2 November 2015.

A handwritten signature in black ink, reading "Brooke C. Wells". The signature is written in a cursive style with a large initial "B".

Brooke C. Wells  
United States Magistrate Judge